

1 WO  
2  
3  
4  
5

6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**

8  
9 Yulia Ruditser,  
10 Plaintiff,  
11 v.  
12 Marianna Dukina,  
13 Defendant.  
14

No. CV-22-02142-PHX-DLR

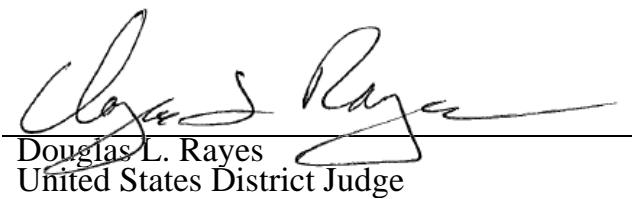
**ORDER**

15  
16 On February 16, 2023, Plaintiff moved for a temporary restraining order (“TRO”)  
17 and preliminary injunction. (Doc. 8.) On February 21, 2023, the Court granted the TRO  
18 and set a briefing and hearing schedule to determine whether that TRO should be converted  
19 to a preliminary injunction. (Doc. 12.) Defendant did not appear or respond to the  
20 preliminary injunction motion. On March 24, 2023, the Court held a telephonic oral  
21 argument on the preliminary injunction motion. Only Plaintiff and her counsel appeared.  
22 For reasons stated in the Court’s TRO order and on the record during the March 24, 2023,  
23 telephonic oral argument, the Court finds as to the wines held at the New York Wine  
24 Warehouse that Plaintiff is likely to succeed on the merits of her breach of contract claim  
25 and to suffer irreparable harm in the absence of a preliminary injunction, and that the  
26 balance of equities and public interest favor relief. Accordingly,

27 **IT IS ORDERED** that Plaintiff’s motion for a preliminary injunction (Doc. 8) is  
28 **GRANTED** in part. During the pendency of this litigation, Defendant is enjoined from

1 disposing of or receiving the wines held at the New York Wine Warehouse under Ivan  
2 Golovistikov's account. The portion of the Court's TRO restraining access to Decedent's  
3 bank accounts is dissolved without prejudice to Plaintiff renewing her request for  
4 injunctive relief if discovery shows there are bank accounts that have not yet been depleted.

5 Dated this 24th day of March, 2023.

6  
7  
8  
9  
10   
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Douglas L. Rayes  
United States District Judge